

LETTER

FROM

THE SECRETARY OF WAR,

TRANSMITTING THE INFORMATION REQUIRED BY A RESOLUTION OF THE HOUSE OF
REPRESENTATIVES OF THE UNITED STATES, OF THE 16TH INSTANT,

IN RELATION TO THE

Cadets of the Military Academy

AT WEST POINT.

JANUARY 24, 1826.

Read, and laid upon the table.

WASHINGTON :

PRINTED BY GALES & SEATON.

1826.

DEPARTMENT OF WAR,

January 23d, 1826.

SIR : I have the honor to transmit, herewith, a report of the Chief Engineer, dated the 21st instant, and accompanied by four documents marked A, B, C, and D; and I beg leave respectfully to refer to it for the information, in relation to the Military Academy, which I have been directed, by a resolution passed on the 16th inst. to furnish to the House of Representatives.

I have the honor to be sir,

With great respect,

Your most obedient servant.

JAMES BARBOUR.

The Hon. JOHN W. TAYLOR,

Speaker of the House of Representatives.

ENGINEER DEPARTMENT,

January 21st, 1826.

SIR: In obedience to your instructions to furnish the information required by the following resolution of the House of Representatives of the United States, dated the 16th instant, viz: "Resolved, that the Secretary of War be directed to furnish a statement, shewing the number of Cadets at the Military Academy, at West Point, their names, and the counties and States, in which they respectively reside, and the dates of their several commissions; and, if any appointments have been made of Cadets, in anticipation of vacancies which may arise, then to report the names of the Cadets so appointed, and the counties and States in which they respectively reside, the dates of the several appointments, and the time when the same were severally delivered; also, under what construction of the laws the number has been increased to 258, and what vacancies have happened for the two last years, and from what States, and whether those vacancies have been filled," I have the honor to report, that the number of Cadets at the Military Academy is 237, as will appear by the accompanying statement, marked A; that forty-four appointments have been made, in anticipation of vacancies which may arise, of which thirty-three were made previously to the 4th of March last, and eleven subsequently to that date, and that they were delivered at the dates at which they were respectively made, as will appear by the accompanying statement, marked B; that the statement herewith, marked C, will show what vacancies have happened in the several States, for the last two years, all of which have been filled, with the exception of one in Rhode Island, and one in Illinois, in 1824, and one in Rhode Island, and one in Arkansas, in 1825; that the construction of the laws under which the number has been increased to 258, is, that the act of the 29th of April, 1812, authorizing 250, does not comprehend the ten authorized by the act of the 16th of March, 1802, as will more fully appear by the opinion of the Attorney General of the United States, herewith, marked D. It may, however, be proper to remark, that it has always been designed that the entire number of Cadets, on the formation of the new class in June, should be 250; that, to effect this object, experience has shown that a very considerable excess beyond the actual vacancies is necessary to be selected to meet the various contingencies of failure of reporting from sickness or other causes, failure to pass the initiatory examination, and intermediate resignations between the time of appointment and the formation of the class; that, in fixing on this excess, its extent is governed by experience; but, it is manifest, as the circumstances upon which it is based are of a contingent character, that, on the final formation of the class,

in a series of years, the number may vary considerably. In order, however, to guard against an excess of the number authorized by law, according to the opinion of the Attorney General, the appointment of the excess is so regulated as to aim at giving 250 instead of 260, allowing ten the difference between the two numbers, to prevent the possibility of exceeding the number authorized by law.

As connected with this point, it may be proper to observe, by way of explanation of statement A, that, as will be seen by reference to that statement, although many of the States have the exact number to which they are entitled, there are three instances of excess, viz: in Vermont, Michigan, and the District of Columbia; one in each of the two first, and three in the last, and, also, several that have not their full complement. This naturally results from the various contingencies above referred to, viz: failure to report, failure to pass the initiatory examination, and intermediate resignations, which, as they happen, in a greater or less degree, to the several States, may leave less or more than the exact quota of each, so that it is impossible to keep the quota of each State, at all times, full. This inequality, however, is always provided for in making the next subsequent appointments.

Respectfully submitted.

ALEX. MACOMB, *Maj. Gen.*
Inspector of the Military Academy.

HON. JAMES BARBOUR,
Secretary of War.

(A.)

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STATEMENT showing the number of Cadets at the Military Academy, on the — of January, 1826; their names; the States and Counties from which they were appointed, and the dates of their appointments.

No.	NAMES.	STATES.	COUNTIES.	DATE OF APPOINTMENTS.
1	Moses E. Merrill - -	Maine	Cumberland -	1822.
2	Marshal S. Howe - -	Do	Do -	February 27, 1823.
3	Thomas Cutts - - -	Do		March 11, 1824.
4	Seth Eastman - - -	Do	Cumberland -	Do
5	Benjamin W. Kinsman - -	Do	Do -	Do
6	Joseph L. Locke - - -	Do	Somerset -	Do
7	John P. Davis - - -	Do	Lincoln -	February 21, 1825.
8	Charles Haywood - - -	Do	Kennebeck -	Do
1	Thomas I. Cram - - -	New Hampshire	Cheshire -	1822.
2	Nicholas St. John Durell - -	Do	Stafford -	"
3	Joel C. Townsend - - -	Do	Cheshire -	"
4	James F. Miller - - -	Do	Hillsborough -	1823.
5	Amos Foster - - -	Do	Cheshire -	March 11, 1824.
6	Peter Johnston - - -	Do	Rockingham -	February 21, 1825.
7	Albemarle Cady - - -	Do	Do -	Do
1	Nathl. I. Eaton - - -	Massachusetts	Hampden -	1822.
2	George Woodbridge - - -	Do	Hampshire -	"
3	James I. Austin - - -	Do	Suffolk -	1823.
4	John Child - - -	Do	Worcester -	February 27, 1823.

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5	Jon. R. Greenough	-	-
6	W. S. Stillwell	-	-
7	Robert E. Clary	-	-
8	Thomas B. Adams	-	-
9	George E. Chase	-	-
10	Sidney Burbank	-	-
11	Geo. R. Sullivan	-	-
12	Wm. R. Lee, junr.	-	-
13	James Barnes	-	-
14	Caleb Sibley	-	-
15	A. G. Blanchard	-	-
1	Silas Casey	-	-
1	W. W. Mather	-	-
2	Enos G. Mitchell	-	-
3	Thomas C. Brockway	-	-
4	A. E. Church	-	-
5	Edmund French	-	-
6	E. R. Williams	-	-
7	Geo. A. Sterling	-	-
8	M. Knowlton	-	-
1	D. H. Tufts	-	-
2	Thomas S. Twiss	-	-
3	Geo. H. Prentiss	-	-
4	Thomas S. Trask	-	-
5	Henry Baker	-	-
6	Charles Cushman	-	-
7	Isaac Lynd	-	-
8	Robert E. Temple	-	-
9	Charles May	-	-

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Connecticut
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Vermont
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Essex
Worcester
Hampden
Norfolk
Suffolk
Middlesex
Suffolk
Do
Do
Worcester
Middlesex
Kent
Windham
Litchfield
New London
Litchfield
New Haven
Litchfield
Do
Windham
Orange
Bennington
Washington
Windsor
Essex
Orange
Rutland
Orange

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Do
March 11, 1824.
August 17, "
May 22, "
Dec. 10, "
February 21, 1825.
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Do
1822.
April 27, 1823.
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March 11, 1824.
Do
" 4, 1823.
" 11, 1824,
February 21, 1825.
Do
1822.
"
"
February 27, 1823.
Do
Do
Do
" 13, 1824.

STATEMENT—Continued.

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No.	NAMES.	STATES.	COUNTIES.	DATE OF APPOINTMENTS.
1	Thomas B. Brown	New York	Oneida	1822.
2	Edgar M. Lacey	Do	Erie	"
3	Amos B. Eaton	Do	Rensselaer	"
4	Alex. J. Center	Do	Columbia	February 27, 1823.
5	Jona. C. Clark	Do	Orange	Do
6	Nelson N. Clark	Do	Warren	Do
7	Frederick Harrison	Do	Dutchess	Do
8	Geo. W. Hughes	Do	Tioga	Do
9	Edwin Schenck	Do	Dutchess	Do
10	T. B. W. Stockton	Do	Delaware	Do
11	J. P. Van Antwerp	Do	Albany	Do
12	Ab. Van Buren	Do	Do	Do
13	W. P. N. Fitzgerald	Do	St. Lawrence	March 11, 1824.
14	Geo. C. Bomford	Do	Do	Do
15	Chas. O. Collins	Do	Oneida	Do
16	J. R. B. Gardinier	Do	Albany	" 31, 1823.
17	C. W. Rees	Do	Ontario	" 11, 1824.
18	C. S. Howe	Do	Albany	Do
19	James H. Taylor	Do	Saratoga	Do
20	O. M. Adams	Do	Cayuga	February 21, 1825.
21	Thomas Smith	Do	Otsego	Do
22	Charles Mason	Do	Onondago	Do

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23	C. W. Hackley	-	-	Do	St. Lawrence	-	Do
24	Thomas Swords, Jr.	-	-	Do	New York	-	Do
25	L. P. Lupton	-	-	Do	Delaware	-	Do
26	Thomas A. Davies	-	-	Do			Do
27	W. Hoffman	-	-	Do			Do
28	P. S. Chauncey	-	-	Do			March 11, 1824.
29	Walter Patterson	-	-	Do			February 21, 1825.
30	Alex. H. Smith	-	-	Do	Orange	-	Do
1	John Williamson	-	-	New Jersey.	Essex	-	1822.
2	Franklin E. Hunt	-	-	Do	Huntingdon	-	March 11, 1824.
3	P. R. Van Wyck	-	-	Do	Burlington	-	Do
4	John E. Casey	-	-	Do	Essex	-	April 16, "
5	Jno. S. Vanderveer	-	-	Do	Somerset	-	February 21, 1825.
6	Jona. Freeman	-	-	Do	Cumberland	-	Do
1	John M. Berrian	-	-	Pennsylvania.	Philadelphia	-	1822.
2	Charles Colerick	-	-	Do	Do	-	"
3	M. E. Ewing	-	-	Do	Delaware	-	"
4	Sam. P. Hutzleman	-	-	Do	Lancaster	-	"
5	John M. Clellan	-	-	Do	Franklin	-	"
6	Thos. H. Pearce	-	-	Do	Chester	-	"
7	Jos. D. Searight	-	-	Do	Bedford	-	"
8	George Fetterman	-	-	Do	Alleghany	-	February 27, 1823.
9	Abner R. Hetzell	-	-	Do	Dauphin	-	Do
10	Washington Hood	-	-	Do	Philadelphia	-	Do
11	David Perkins, Jr.	-	-	Do	Luzerne	-	Do
12	Jno. C. Stockton	-	-	Do	Philadelphia	-	Do
13	Anth. B. Johnson	-	-	Do	Northampton	-	Do
14	Edw. Watts	-	-	Do	Cumberland	-	Do
15	D. M. Farrelly	-	-	Do	Crawford	-	March 11, 1824.

STATEMENT.—Continued.

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No.	NAMES.	STATES.	COUNTIES.	DATES OF APPOINTMENTS.
16	Theo. Franks - - -	Pennsylvania.	Crawford -	March 8, 1823.
17	James F. Izard - - -	Do	Philadelphia -	May 28, 1824.
18	Henry Smyser - - -	Do	York -	March 11, "
19	S. M. Fox - - -	Do	Philadelphia -	February 21, 1825.
20	T. B. Linnard - - -	Do	Do -	Do
21	Jos. H. Pawling - - -	Do	Montgomery -	Do
22	S. H. Drum, Jr. - - -	Do	Westmoreland -	Do
23	Antes Snyder - - -	Do	Dauphin -	Do
24	J. A. Smith - - -	Do	Philadelphia -	Do
25	James Clark - - -	Do	Crawford -	Do
26	John L. Keffer - - -	Do	Lancaster -	Do
27	Sam. P. Brady - - -	Do	Philadelphia -	Do
1	Charles G. Ridgely - - -	Delaware.	Kent -	1822.
2	I. H. M. Clayton - - -	Do	Do -	March 11, 1824.
3	Henry Bird - - -	Do	New Castle -	" " 1825.
1	John Archer - - -	Maryland.	Cecil -	1822.
2	Sam. H. Ridgely - - -	Do	Ann Arundel -	"
3	Levin Gale - - -	Do	Cecil -	February 27, 1823.
4	Essex Sterrett - - -	Do	Baltimore -	August 24, 1822.
5	James W. Collins - - -	Do	Do -	February 27, 1823.
6	R. C. Tilghman - - -	Do	Queen Anne -	January 29, 1824.
7	James Purviance - - -	Do	Baltimore -	February 21, 1825.

8	Jno. F. Kennedy	-	-	Maryland.	Washington	-	February 21, 1825.
9	W. H. Warfield	-	-	Do	Baltimore	-	Do
10	N. H. Wyse	-	-	Do	Do	-	Do
11	F. D. Magruder	-	-	Do	Do	-	Do
1	M. M. Clark	-	-	Virginia.	Rockingham	-	1822.
2	Alex. G. Baldwin	-	-	Do	Frederick	-	"
3	Francis J. Brooke	-	-	Do	Stafford	-	"
4	William Bryant	-	-	Do	Norfolk	-	"
5	Dan. S. Herring	-	-	Do	Rockingham	-	"
6	N. C. Macrae	-	-	Do	Prince George	-	"
7	W. B. Magruder	-	-	Do	Frederick	-	"
8	Ch. L. S. Minor	-	-	Do	Spotsylvania	-	"
9	H. T. Washington	-	-	Do	King George	-	"
10	W. E. Aisquith	-	-	Do	Loudon	-	February 27, 1823.
11	P. S. G. Cook	-	-	Do	Berkley	-	Do
12	Alex. H. Hooe	-	-	Do	King George	-	Do
13	H. Fairfax	-	-	Do	Fairfax	-	Do
14	Geo. M. Grahame	-	-	Do		-	Do
15	H. W. Mercer	-	-	Do	Spotsylvania	-	Do
16	Rob. E. Lee	-	-	Do	Fairfax	-	March 11, 1824.
17	Jos. E. Johnson	-	-	Do	Washington	-	Feb. 21, 1825.
18	Fayette Jones	-	-	Do	Amelia	-	Do
19	D. O. Carr	-	-	Do	Albemarle	-	Do
20	Jos. W. Payne	-	-	Do	Farquar	-	July 25, 1825.
21	N. W. W. Kerr	-	-	Do	Halifax	-	March 11, 1824.
1	F. L. Dancey	-	-	North Carolina.	Edgecomb	-	1822.
2	M. P. Parks	-	-	Do	Sung	-	"
3	B. H. Henderson	-	-	Do	Caswell	-	"
4	Jos. H. Lamotte	-	-	Do	Craven	-	February 27, 1823.

STATEMENT.—Continued.

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No.	NAMES.	STATES.	COUNTIES.	DATES OF APPOINTMENTS.
5	Lowndes Polk - - -	North Carolina.	Wake -	February 27, 1823.
6	Gab. I. Rains - - -		Craven -	Do
7	G. W. Pearson - - -		Rowan -	Do
8	Arch. S. Hall - - -		Warren -	" 21, 1825.
9	James Forsyth - - -		Do	Do
10	Edw. Yellowley - - -		Martin -	Do
11	Theo. Holmes - - -		Wake -	June 7, 1824.
12	Wm. Boylan - - -		Do -	February 21, 1825.
13	E. R. Long - - -		Rowan -	Do
1	John G. Furman - - -	South Carolina.	Charleston -	1822.
2	Edw. B. White - - -		Do -	"
3	R. W. Colcook - - -		Do -	"
4	S. W. Moore - - -		Do -	"
5	Thos. Drayton - - -		Do -	February 27, 1823.
6	J. E. B. Finley - - -		Do -	March 11, 1824.
7	James H. Wright - - -		Greenville -	Do
8	Thos. P. Lowndes - - -		Do	Dec. 18, "
9	R. B. Scriven - - -		Beaufort District -	February 21, 1825.
10	Jno. I. Sulley - - -		Do	May 22, 1824.
11	Chas. Pettigru - - -		Abbeville District -	February 21, 1825.
1	Wm. H. Sims - - -	Georgia.	Clark -	
2	R. M. Williams - - -		Chatham -	1822.

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3	John Mackay	-	-	-
4	James S. Moore	-	-	-
5	J. W. M. Berrian	-	-	-
6	W. H. Hartford	-	-	-
7	P. O. Lumpkin	-	-	-
1	John B. Grayson	-	-	-
2	H. J. Griffin	-	-	-
3	Lucian J. Bibb	-	-	-
4	J. A. J. Bradford	-	-	-
5	N. B. Buford	-	-	-
6	W. Flanagan	-	-	-
7	Thomas M. Lewis	-	-	-
8	Stockton J. Stewart	-	-	-
9	C. C. Davies	-	-	-
10	Gustavus Brown	-	-	-
11	Albert Bledsoe	-	-	-
12	W. R. McKee	-	-	-
13	Rob. Sterrett	-	-	-
14	Geo. Green	-	-	-
1	James S. Allen	-	-	-
2	Sam. J. Hayes	-	-	-
3	Rob. Sevier	-	-	-
4	James L. Thompson	-	-	-
5	J. G. M. Floyd	-	-	-
1	Wm. Irwin	-	-	-
2	Jas. Siminton	-	-	-
3	Jefferson Van Horn	-	-	-
4	Thos. Worthington	-	-	-
5	Samuel Torrence	-	-	-

Georgia.

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Chatham
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Richmond
McIntosh
Madison

Madison
Franklin
Fayette
Woodward
Clark
Union
Cumberland

Breckenridge

Warren
Washington

Smith
Davidson
Green
Jefferson
Franklin
Hamilton
Clarke
Muskingum
Ross
Hamilton

April 29, 1824.
February 19, 1825.
" 21, "
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April 30, 1824.

1822.
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February 27, 1823.
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February 21, 1825.

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February 27, 1823.
March 11, 1824.
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February 26, 1823.

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STATEMENT,—Continued.

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No.	NAMES.	STATES.	COUNTIES.	DATES OF APPOINTMENTS.
6	Jno. C. Wright - - -	Ohio.	Jefferson -	February 26, 1823.
7	R. W. Burnet - - -	Do	Hamilton -	Do
8	B. F. Gard - - -	Do	Morgan -	March 11, 1824.
9	George Wilson - - -	Do	Jefferson -	Do
10	O. M. Mitchell - - -	Do	Warren -	February 21, 1825.
11	B. W. Brice - - -	Do	Licking -	Do
12	C. B. Buckingham - - -	Do	Putnam -	Do
1	Albert S. Johnson - - -	Louisiana.	Rapide -	1822.
2	G. S. Rousseau - - -	Do	- -	March 11, 1824.
3	M. H. Tennille - - -	Do	- -	Do
1	W. B. Guion - - -	Mississippi.	Adams -	March 11, 1824.
2	Jefferson Davis - - -	Do	Wilkinson -	Do
3	B. G. Humphreys - - -	Do	Claiborne -	February 21, 1825.
1	Samuel Hitchcock - - -	Alabama.	Dallas -	1822.
2	Sam. K. Cobb - - -	Do	- -	March 11, 1824.
3	Sam. A. Roberts - - -	Do	Dallas -	March 8. 1823.
4	Wm. R. Burnley - - -	Do	Franklin -	February 21, 1825.
1	John F. Lane - - -	Indiana.	Dearborn -	March 11, 1824.
2	Wm. Palmer - - -	Do	Do -	Do
3	James Allen - - -	Do	Jefferson -	February 21, 1825.
4	E. B. Babbitt - - -	Do	- -	1822.
1	W. L. E. Morrison - - -	Illinois.	Randolph -	March 11, 1824.

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2	Hampton Hunter	-	-	Do		February 21, 1825.
1	W. H. C. Bartlett	-	-	Missouri	Pike	
2	Isaac W. Penrose	-	-	Do		March 7, 1823.
3	M. L. Clarke	-	-	Do		February 19, 1825.
1	Charles W. Whipple	-	-	Michigan T.	Wayne	1822.
2	E. S. Sibley	-	-	Do	Do	February 27, 1823.
3	Thos. A. H. Edwards	-	-	Do		March 11, 1824.
1	James Hamilton	-	-	Arkansas T.		Do
1	E. K. Smith	-	-	Florida T.	St. Augustine	
1	Aug. I. Pleasonton	-	-	District of Columbia	Washington	1822.
2	W. Maynadier	-	-	Do	Alexandria	1823.
3	Jos. Smith	-	-	Do	Georgetown	February 21, 1825.
4	W. D. C. Murdock	-	-	Do	Do	Do
5	Rob. S. Rodgers	-	-	Do	Washington	July 5, 1824.

RECAPITULATION.

Maine	-	-	-	-	-	-	8
New Hampshire	-	-	-	-	-	-	7
Massachusetts	-	-	-	-	-	-	15
Rhode Island	-	-	-	-	-	-	1
Connecticut	-	-	-	-	-	-	8
Vermont	-	-	-	-	-	-	9
New York	-	-	-	-	-	-	30
New Jersey	-	-	-	-	-	-	6
Pennsylvania	-	-	-	-	-	-	27
Delaware	-	-	-	-	-	-	3
Maryland	-	-	-	-	-	-	11
Virginia	-	-	-	-	-	-	21
North Carolina	-	-	-	-	-	-	13
South Carolina	-	-	-	-	-	-	11
Georgia	-	-	-	-	-	-	7
Kentucky	-	-	-	-	-	-	14
Tennessee	-	-	-	-	-	-	5
Ohio	-	-	-	-	-	-	12
Louisiana	-	-	-	-	-	-	3
Mississippi	-	-	-	-	-	-	3
Alabama	-	-	-	-	-	-	4
Indiana	-	-	-	-	-	-	4
Illinois	-	-	-	-	-	-	2
Missouri	-	-	-	-	-	-	3
Michigan Territory	-	-	-	-	-	-	3
Arkansas Territory	-	-	-	-	-	-	1
Florida Territory	-	-	-	-	-	-	1
District of Columbia	-	-	-	-	-	-	5
Total	-	-	-	-	-	-	<u>237</u>

B.

STATEMENT showing the number of appointments which have been made, in anticipation, to supply vacancies which might occur in the Military Academy at West Point, during the year 1825; also, the States and Counties from which such appointments were made, and the dates of their appointments.

No.	NAMES.	STATES.	COUNTIES.	DATE OF APPOINTMENT.
1	J. B. Walback - - -	New Hampshire -	- - -	February 21, 1825
1	William Eustis - - -	Massachusetts -	- - -	21, 1825.
2	G. C. Crowninshield - - -	do - - -	- - -	21, 1825.
1	W. H. Pitkin - - -	Connecticut -	Farmington -	21, 1825.
1	W. B. Southworth - - -	Vermont -	Rutland -	21, 1825.
2	Jesse H. Leavenworth - - -	do - - -	Danville -	April 23, 1825.
1	J. S. Stoddard - - -	New York -	Ontario -	February 21, 1825.
2	Alex. J. Swift - - -	do - - -	- - -	21, 1825.
3	L. B. Legate - - -	do - - -	- - -	21, 1825.
4	P. L. Gansevoort - - -	do - - -	- - -	March 17, 1825.
1	G. C. Claiborne - - -	Pennsylvania -	- - -	February 21, 1825.
2	John P. Conrad, jun. - - -	do - - -	- - -	21, 1825.
3	William Duane - - -	do - - -	- - -	21, 1825.
4	Pemberton Waddell - - -	do - - -	- - -	21, 1825.
5	Jacob Broom - - -	do - - -	- - -	21, 1825.
6	Fitzimons Colhoun - - -	do - - -	- - -	March 29, 1825.
1	R. H. K. Whitely - - -	Delaware -	- - -	February 21, 1825.
1	Richard Gott - - -	Maryland -	Baltimore Cy. -	21, 1825.

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No.	NAMES.	STATES.	COUNTIES.	DATE OF APPOINTMENT.
2	James West - - -	Maryland - - -	Baltimore City - -	February 21, 1825.
3	Richard Ross - - -	do - - -	Prince George's - -	21, 1825.
4	J. M. Clendenin - - -	do - - -	Cecil - - -	21, 1825.
5	L. J. Beall - - -	do - - -	- - -	May 20, 1825.
6	W. H. Emory - - -	do - - -	- - -	20, 1825.
1	J. B. Fulton - - -	Virginia - - -	Henrico - - -	February 21, 1825.
2	Thomas Nall - - -	do - - -	Culpeper - - -	21, 1825.
3	J. B. Magruder - - -	do - - -	- - -	21, 1825.
4	W. W. Wallace - - -	do - - -	Fauquier - - -	21, 1825.
5	F. H. Deane - - -	do - - -	Cumberland - - -	21, 1825.
6	James Brown, juu. - - -	do - - -	Henrico - - -	March 23, 1825.
7	Cocke - - -	do - - -	Fluvanna - - -	28, 1825.
1	A. F. Telfair - - -	North Carolina - -	Washington - - -	February 21, 1825.
2	William G. Hill - - -	do - - -	Raleigh - - -	21, 1825.
1	John A. Campbell - - -	Georgia - - -	- - -	21, 1825.
2	M. L. B. Wood - - -	do - - -	Bibb C'y - - -	21, 1825.
3	W. E. Bassenger - - -	do - - -	Savannah - - -	April 16, 1825.
1	Chas. Schoolfield - - -	Tennessee - - -	Bledsoe - - -	February 21, 1825.
1	H. Walke - - -	Ohio - - -	Ross - - -	21, 1825.
1	Thos. L. Alexander - - -	Kentucky - - -	Meade - - -	21, 1825.
2	T. Montgomery - - -	do - - -	- - -	21, 1825.
1	Thos. R. Beck - - -	Alabama - - -	Catawba - - -	March 10, 1825.

1	G. G. Skipwith	-	-	Louisiana	-	-	-	May	19,	1825.
1	W. Chandler	-	-	District of Colum.	-	Georgetown	-	February	21,	1825.
2	T. I. Lee	-	-	do	do	Washington	-		21,	1825.
3	R. C. Buchanan	-	-	do	do	-	-	April	25,	1825.

The dates of appointments, as stated above, are also the dates of delivery or transmission of the appointments.

RECAPITULATION.

New Hampshire	-	-	-	-	-	1
Massachusetts	-	-	-	-	-	2
Connecticut	-	-	-	-	-	1
Vermont	-	-	-	-	-	2
New York	-	-	-	-	-	4
Pennsylvania	-	-	-	-	-	6
Delaware	-	-	-	-	-	1
Maryland	-	-	-	-	-	6
Virginia	-	-	-	-	-	7
North Carolina	-	-	-	-	-	2
Georgia	-	-	-	-	-	3
Tennessee	-	-	-	-	-	1
Ohio	-	-	-	-	-	1
Kentucky	-	-	-	-	-	2
Alabama	-	-	-	-	-	1
Louisiana	-	-	-	-	-	1
District of Columbia	-	-	-	-	-	3
Total	-	-	-	-	-	44

C.

STATEMENT showing the number of vacancies that have happened at the Military Academy at West Point, for the years 1824 and 1825, and the States and Territories in which they have happened; also, how far such vacancies have been filled.

Designation of the States and Territories.	No. of vacancies for 1824.	Remarks.	No. of vacancies for 1825.	Remarks.
Maine -	6	-	2	
New Hampshire -	3	-	3	
Massachusetts -	4	-	5	
Rhode Island -	3	1 not fill'd	3	1 not filled.
Connecticut -	4	-	3	
Vermont -	0	-	0	
New York -	9	-	13	
New Jersey -	4	-	4	
Pennsylvania -	6	-	8	
Delaware -	2	-	1	
Maryland -	3	-	5	
Virginia -	2	-	7	
North Carolina -	2	-	6	
South Carolina -	2	-	3	
Georgia -	4	-	5	
Kentucky -	7	-	8	
Tennessee -	7	-	7	
Ohio -	7	-	7	
Louisiana -	3	-	1	
Mississippi -	3	-	1	
Indiana -	4	-	1	
Illinois -	3	1 not fill'd	1	
Alabama -	3	-	2	
Missouri -	0	-	1	
Michigan Territory -	0	-	1	
Arkansas do -	2	-	2	1 filled, no applicant for the
Florida do -	0	-	0	other.
District of Columbia -	0	-	0	
	93		100	

D.

The opinion of the Attorney General of the United States, on the construction of the laws relative to the number of Cadets which may belong to the Military Academy, at West Point, which opinion is extracted from an opinion on another subject, in which it has been incidentally introduced.

“The 2nd section provides, that the *Military Academy* shall consist of the *Corps of Engineers* (including, of course, the ten Cadets who had been originally attached to it, and who formed a part of it) and certain new Professors, in addition to the teachers of the *French language, and drawing, already provided*. [I will merely remark, in passing, that these new Professors thus attached to the *Corps of Engineers*, come within the description of the 96th article of the permanent act of 1806, establishing the rules and articles of war, as persons receiving pay in the service of that Corps.] The 3d section of the act of 1812, provides, that the *Cadets* heretofore appointed, in the service of the United States, whether of *Artillery, Cavalry, Riflemen, or Infantry*; [omitting, in the enumeration, those who had been theretofore appointed in the service of the *Corps of Engineers*;] or that may in future be appointed, as hereinafter provided, shall, at no time, exceed two hundred and fifty; that they may be attached at the discretion of the President, to the *Military Academy*, and be subject to the established regulations thereof; that they shall be arranged into companies,” &c. The section, after going on to describe the discipline of the Cadets, proceeds to direct the manner of appointment, and qualifications of the Cadets, thereafter to be appointed.

If it were material to the decision of the question you have submitted to me, I should say, that I differed with Col. Hindman, and the Court Martial, in the opinion that, by this 3d section, the Cadets who had been perviously constituted a part of the *Corps of Engineers*, were abolished, or amalgamated with the two hundred and fifty authorized by that section to be attached to the Academy; for, by the 2nd section, it is expressly declared, that the *Military Academy* shall consist of the *Corps of Engineers*, that is, the existing Corps expressly composed, in part, under the act of 1802, of the ten Cadets, who, so far from being abolished, are hereby confirmed; and when you come to examine the component parts of the two hundred and fifty new Cadets, who are authorized by the 3rd section, you will find no part of the description which applies to the ten Cadets who had been previously attached to the *Corps of Engineers*; for these ten had not been “heretofore appointed in the service of the United States, either of *Artillery, Cavalry, Riflemen, or Infantry*, the *Corps of Engineers* having been, by the previous laws, erected into a Corps,

distinct from them all, and known by a different name; nor were those ten Cadets, already appointed, included in the only remaining part of the description of those, "who may, in future, be appointed in the manner hereinafter provided." Whatever might have been the intention of Congress, it is very clear to my judgment, that they have, by this third section, authorized the President to add to the establishment two hundred and fifty Cadets, exclusive of the ten who had been previously appointed under the act of 1802.

